

respect to federal funds to be carried forward into future years for child care, child welfare, or welfare reform activities or to the Department of Health and Mental Hygiene with respect to funds to be carried forward into future years for the purpose of reducing the waiting list for community services for individuals with developmental disabilities, or with respect to funds to be carried forward into future years for HIV/AIDS-related activities;

(b) when additional federal funds are sought or otherwise become available in the course of the fiscal year, agencies shall consider, in consultation with the Department of Budget and Management, whether opportunities exist to use these federal revenues to support existing operations rather than to expand programs or establish new ones; and

(c) the Department of Budget and Management shall take appropriate actions to effectively establish these as policies of the State with respect to administration of federal funds by executive agencies.

SECTION 32. AND BE IT FURTHER ENACTED, That the amounts of special fund appropriation indicated below in the following State agencies for the purpose of funding programs from the Cigarette Restitution Fund may not be expanded until the Secretary of Budget and Management determines that sufficient tobacco settlement funds are available:

<u>Agency</u>	<u>Program</u>	<u>Program Title</u>	<u>Special Funds</u>
DHMH – Com. Pub. Health	MF0206	Prevention and Disease Control	19,180,000
IAC for Public School Const.	DE0302	School Facilities Program	3,642,628
MHEC	RI0007	Educational Grants	4,180,000
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In the event that the Secretary of Budget and Management determines that the total amount of revenues available in the Cigarette Restitution Fund is not sufficient to support the total amount of appropriations restricted under this section, but is sufficient to support a portion of those appropriations, the Governor is authorized to reduce the amounts restricted as provided below:

(1) To the extent additional funds are available as the result of cancellation of fiscal 2001 appropriations to the Department of Health and Mental Hygiene, the amount of funds subject to this section in that department shall be reduced by an equivalent amount. Any contingent funds that are released should support the program components which have been affected by the contingencies outlined in this section. ~~Priority to restore~~ **It is the intent of the General Assembly that priority when restoring** contingent funds should be given to the following components of the Tobacco Use Prevention and Cessation Program and the Cancer Prevention, Education, Screening, and Treatment Program: the Local Public Health components of both programs, the Countermarketing component of the tobacco program, and Building Capacity in Montgomery and Prince George's Counties